

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office SEP 23 1992

Returned to applicant for correction _____

Corrected application filed _____

Map filed SEP 23 1992 under 58111

The applicant Tom Colvin, Jr.

P.O. Box 1047, of Tonopah
Street and No. or P.O. Box No. City or Town

Nevada 89049, hereby make ^S application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) _____

1. The source of the proposed appropriation is Underground Sources (Butte Well)
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.05 cfs second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet _____

3. The water to be used for Stockwatering Purposes
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated _____

(b) Stockwater, state number and kinds of animals to be watered 1,620 head of cattle

(c) Other use (describe fully under No. 12. "Remarks") _____

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

5. The water is to be diverted from its source at the following point in the NE 1/4 NW 1/4 of Section 14, T.5N., R.48E., M.D.B.&M., whence the East 1/2 Corner of Section 12, T.5N., R.48E.,
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

M.D.B.&M., bears N. 65° 50' 54" E., 8,698.49 feet distant.

6. Place of use the NE 1/4 NW 1/4 of Section 14, T.5N., R.48E., M.D.B.&M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled well with pump, motor, storage tank,
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.
stockwatering troughs and etc.

9. Estimated cost of works.....\$12,000

10. Estimated time required to construct works.....three years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use.....five years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

By.....s/Richard W. Forman
 Richard W. Forman Agent
 P.O. Box 150
 Ely, Nevada 89301

Compared.....bc/bc 1t/gkl

Protested 11/17/92 by; Roy Clifford (Stone Cabin Partnership):
 Pro. Overruled 8/9/2006 See Ruling 5639

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of cattle served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued with the express understanding and on the condition that existing grazing use of the public range by authorized users or permittees will not be impaired or adversely affected by approval and issuance of this permit.

The total combined duty of water under Permits 58111, 58113 and 58114 shall not exceed the amount sufficient to water 1620 head of cattle.

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The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.05 cubic feet per second, or sufficient to water 1620 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before:

October 18, 2007

Proof of completion of work shall be filed on or before:

November 18, 2007

Water must be placed to beneficial use on or before:

October 18, 2009

Proof of the application of water to beneficial use shall be filed on or before:

November 18, 2009

Map in support of proof of beneficial use shall be filed on or before:

November 18, 2009

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 18th day of October, A.D. 2006

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____